

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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In re: : **JUDGMENT**
"AGENT ORANGE" : MDL No. 381
:
PRODUCT LIABILITY LITIGATION :
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CLEMENT J. KALAS, : 04-CV-4730
: Plaintiff,
:
-against- :
DOW CHEMICAL COMPANY, et al., :
: Defendants.
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JACK B. WEINSTEIN, Senior District Judge:

Upon consideration of all pleadings, motions and proceedings and the full record in MDL No. 381 and in the above-captioned action, for the reasons stated in *Isaacson v. Dow Chem. Co.*, 344 F. Supp. 2d 873 (E.D.N.Y. 2004), and prior opinions in MDL No. 381,

IT IS ORDERED AND ADJUDGED THAT:

1. Defendants Dow Chemical Company, Monsanto Company, Occidental Chemical Corporation, Hercules, Inc., T-H Agriculture and Nutrition Company, Inc., Thompson Hayward Chemical Company a/k/a Elementis Chemical Company, and Maxus Energy Corporation shall have judgment against Plaintiff Clement J. Kalas;
2. The action is dismissed on the merits; and

3. No costs or disbursements are awarded to any party against any other party.

SO ORDERED

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Jack B. Weinstein

Dated: August 4, 2005
Brooklyn, New York